

Docket No. X-5526A

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the Original, first and sole inventor of the improvement in ~~ANTIESTROGENIC AND ANTIANDROGENIC~~ BENZOTHIOPHENE described and claimed in the foregoing specification; that this application in part discloses and claims subject matter disclosed in my earlier filed pending application, Serial No. 246,335, filed April 3, 1981;

That I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application;

That, as to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application; that said common subject matter has not been patented or made the subject of an inventor's certificate issued before the filing date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and that no application for patent or inventor's certificate on said invention has been filed by me or my legal representatives or assigns in any country foreign to the United States of America, except as follows:

Country

~~Taiwan~~

Filing Date

7-28-81

That, as to the subject matter of this application which is not common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to the date of this application, or in public use or on sale in the United States of America more than one year prior to the date of this application, that the said subject matter has not been patented or made the subject of an inventor's certificate issued in any country foreign to the United States of America

on an application filed by me or my legal representatives or assigns more than twelve months prior to the date of this application; and that no application for patent or inventor's certificate on the said invention has been filed by me or my legal representatives or assigns in any country foreign to the United States of America, except in the same country listed above.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Arthur R. Whale, Registration No. 18,778, and Leroy Whitaker, Registration No. 22,015, and Joseph A. Jones, Registration No. 26,472, said Arthur R. Whale to have in addition full power of substitution and revocation, including the power to revoke the power herein granted to said Joseph A. Jones.

ced Address all correspondence and direct telephone calls to Joseph A. Jones, *1878* Eli Lilly and Company, Patent Division, 307 East McCarty Street, Indianapolis, Indiana, 46285, telephone 317, 261-3474. *702*

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole *401*
or first inventor: Charles D. Jones

Inventor's signature: *Charles D. Jones*

Date: 12-11-81

Citizenship: United States

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Post Office Address: Indianapolis, Indiana 46227 *IN*